# UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

HENRY ROHRBACHER, Individually	) Case No. 3:11-cv-00845
on Behalf of Himself and All Others	)
Similarly Situated,	) <u>CLASS ACTION</u>
	)
Plaintiff,	)
	)
v.	)
	)
EMDEON INC., GEORGE I.	)
LAZENBY, IV, TRACY L. BAHL,	)
PHILIP U. HAMMARSKJOLD, ALLEN	)
R. THORPE, MARK F. DZIALGA,	)
JONATHAN C. KORNGOLD, JIM D.	)
KEVER, DINYAR S. DEVITRE,	)
BLACKSTONE CAPITAL PARTNERS	)
VI, L.P., HELLMAN & FRIEDMAN	)
LLC, GENERAL ATLANTIC LLC,	)
BEAGLE PARENT CORP., and	)
BEAGLE ACQUISITION CORP.,	)
	)
Defendants.	)
	_ )

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE PURSUANT TO FED. R. CIV. P. 41(A)(1)

#### TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

WHEREAS, plaintiff Henry Rohrbacher filed a class action complaint on behalf of the holders of Emdeon Inc. ("Emdeon") stock, and all others similarly situated, against Emdeon and others on September 6, 2011, captioned *Rohrbacher v. Emdeon, et al.*, Case No. 3:11-cv-00845 ("Complaint");

WHEREAS, no defendant in this action has answered the Complaint or filed for summary judgment; and

WHEREAS, a class has not been certified in this action.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that, pursuant to Fed. R. Civ. P. 41(a)(1), plaintiff Henry Rohrbacher voluntarily dismisses the Complaint without prejudice.

DATED: October 19, 2011 BARRETT JOHNSTON, LLC TIMOTHY MILES

/s/ Timothy Miles
TIMOTHY MILES

217 Second Avenue North Nashville, TA 37201 Telephone: (615) 244-2202 Facsimile: (615) 252-3798 tmiles@barrettjohnston.com

ROBBINS UMEDA LLP BRIAN J. ROBBINS brobbins@robbinsumeda.com STEPHEN J. ODDO soddo@robbinsumeda.com ARSHAN AMIRI aamiri@robbinsumeda.com 600 B Street, Suite 1900 San Diego, CA 92101 Telephone: (619) 525-3990 Facsimile: (619) 525-3991

Facsimile: (619) 525-3991

THE BRISCOE LAW FIRM, PLLC WILLIE BRISCOE wbriscoe@thebriscoelawfirm.com 8117 Preston Road, Suite 300 Dallas, TX 75225 Telephone: (214) 706-9314

Telephone: (214) 706-9314 Facsimile: (214) 706-9315

POWERS TAYLOR LLP PATRICK POWERS Patrick@powerstaylor.com 8150 N. Central Expressway, Suite 1575 Dallas, TX 75206 Telephone: (214) 239-4565

Telephone: (214) 239-4565 Facsimile: (214) 550-2635

Attorneys for Plaintiff

### **CERTIFICATE OF SERVICE**

I hereby certify that on October 19, 2011, a true and exact copy of the foregoing Notice of Voluntary Dismissal Without Prejudice pursuant to Fed. R. Civ. P. 41(A)(1) was served upon the following via the Court's electronic filing system:

E. Steele Clayton, IV
Joseph B. Crace, Jr.
BASS, BERRY & SIMS (Nashville)
150 Third Avenue South, Suite 2800
Nashville, TN 37201
Telephone: (615) 742-6200
sclayton@bassberry.com
jcrace@bassberry.com

Andrew G. Gordon Meghan M. Dougherty

## PAUL, WEISS, RIFKIND, WHARTON & GARRISON

1285 Avenue of the Americas New York, NY 10019-6064 Telephone: (212) 373-3543 agordon@paulweiss.com mdougherty@paulweiss.com

Attorneys for Defendants Emdeon, Inc. George I. Lazenby, IV, Tracy L. Bahl, Philip U. Hammarskjold, Allen R. Thorpe, Mark F. Dzialga, Jonathan C. Korngold, Jim D. Kever and Dinyar S. Devitre

Matthew Joseph Sweeney, III Joy Boyd

BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC (Nash)

211 Commerce Street, Suite 800 Nashville, TN 37201 Telephone: (615) 726-5600 msweeney@bakerdonelson.com

jboyd@bakerdonelson.com

Attorneys for General Atlantic, LLC

Steven Allen Riley James N. Bowen Milton S. McGee , III

#### RILEY, WARNOCK & JACOBSON

1906 West End Avenue Nashville, TN 37203 Telephone: (615) 320-3700 sriley@rwjplc.com jimbowen@rwjplc.com tmcgee@rwjplc.com

Attorneys for Defendant Blackstone Capital Partners VI, L.P., Beagle Parent Corp. and Beagle Acquisition Corp.

John C. Hayworth Erin Palmer Polly WALKER, TIPPS & MALONE 2300 One Nashville Place 150 Fourth Avenue, N Nashville, TN 37219-2415 Telephone: (615) 313-6000 jhayworth@walkertipps.com epolly@walkertipps.com

Attorneys for Hellman & Friedman LLC

/s/ Timothy L. Miles
TIMOTHY L. MILES